April 24, 2019
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TO: The Honorable Board of Police Commissioners

FROM: Chief of Police

SUBJECT: OFFICER INVOLVED SHOOTING FID NO. 044-18

Honorable Members:

The following is my review, analysis and findings for Officer Involved Shooting (OIS), Force Investigation Division (FID) No. 044-18. A Use of Force Review Board (UOFRB) was convened on this matter on April 8, 2019. I have reviewed and adopted the recommendations from the UOFRB for this incident. I hereby submit my findings in accordance with Police Commission policy.

SUMMARY[1]

On July 7, 2018, at approximately 0449 hours, Officers B. Blauvelt, Serial No. 41240, B. Csicsai, Serial No. 39200, C. Hulbert, Serial No. 41160, and T. Sauer, Serial No. 41175, West Valley Patrol Division, were in full uniform, driving marked black and white police vehicles. The officers responded to a radio call of an *attempt suicide* at 15965 Victory Boulevard. The comments of the call indicated the *suspect,* C. Terry was *feeling suicidal* and *had access to* a *gun* **(Additional Tactical Debrief Topics – Situational Awareness).**

> **Note:** The Person Reporting (PR) was later identified as Terry's mother, R. Clark.

According to Officer Sauer, he had been partners with Officer Blauvelt for approximately *three years* and they regularly discussed *scenarios and tactics.* While enroute to the radio call, Officer Sauer was *designated* as the *contact* officer and Officer Blauvelt was *designated* as the *cover officer.* Additionally, they formulated a plan to call Terry out of the residence and take him into custody. Officers Sauer and Blauvelt discussed that if Terry refused to exit the residence, they may need to notify the Metropolitan Division, Special Weapons and Tactics (SWAT) unit, for a *call out.*

According to Officer Sauer, they met with Clark, who described Terry as *depressed and upset.* Clark advised them that Terry left the location with a handgun and was under the influence of alcohol. As the officers approached the residence to conduct a search for Terry, Officer Sauer observed an *open* gun case on the ground of the stairwell that led to Clark's residence. The gun

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[1] The summary and the investigation completed by FID for this incident have been provided to the Board of Police Commissioners.

case contained *a magazine, but no gun.* Officer Sauer drew his service pistol as he approached the rear of the residence in *anticipation of* conducting a building search (**Drawing/Exhibiting**).

> **Note:** The investigation revealed that Officer Blauvelt requested an air unit to assist in the search for Terry, but one did not respond.

According to Officer Csicsai, he utilized Clark's cellphone to telephone Terry in an attempt to determine Terry's location. During this time, Officers K. Perla, Serial No. 42597, and J. Campos, Serial No. 42746, West Valley Patrol Division, responded to the incident and utilized their police vehicle to canvass the area in an effort to locate Terry.

According to Officer Blauvelt, he was *searching* for Terry when he *observed him sitting midblock,* in an *east west alley, approximately 100 feet* from the street. Officer Blauvelt *alerted the other officers* of Terry's location.

According to Officer Sauer, upon learning that Terry had been located, he holstered his service pistol. Using his handheld radio, Officer Sauer advised *all units* that Terry had been located and that he was *possibly armed with a firearm.* Additionally, Officer Sauer broadcast a request for an air unit and a supervisor to respond.

According to Officer Hulbert, he drew his service pistol when he observed Terry seated in the alley. Officer Hulbert *advised other officers* of his observations and *determined* that *placing* a police vehicle in the *mouth of the alleyway* would provide the officers with *better cover.* Officer Hulbert directed Officer Perla to position his police vehicle in the mouth of the alley and to use the spot lights on the police vehicle to illuminate Terry (**Drawing/Exhibiting**).

> **Note:** Officers Campos and Perla returned from canvassing the area and placed their police vehicle in the mouth of the alley, facing Terry, north of where he was seated.

According to Officer Hulbert, he estimated that Terry was *approximately 150 feet* away from him. Due to the *distance,* Officer Hulbert holstered his service pistol and deployed his patrol rifle. Using the *passenger side* door of the police vehicle, Officer Hulbert took a position of cover and set his patrol rifle on the *inside door jamb.* Officer Hulbert observed Terry in a seated position with the handgun on his *lap.* Officer Hulbert *verbalized* to the officers around him, relaying to them Terry's actions and the location of the handgun to them (**Drawing/Exhibiting and Additional Tactical Debrief Topic – Ballistic Helmets**).

According to Officer Campos, he had deployed the beanbag shotgun and positioned himself behind Officer Hulbert. Upon hearing that Terry was armed with a handgun, Officer Campos *slung the beanbag* and *pulled his firearm from his holster* (**Drawing/Exhibiting**).

According to Officer Perla, after placing his police vehicle in the mouth of the alley, he observed Terry with a *black object resembling a gun in his lap.* Officer Perla took a position of cover behind the driver side door of the police vehicle and drew his service pistol (**Drawing/Exhibiting**).

According to Officer Csicsai, while speaking with Terry on the telephone, Terry disconnected the telephone line several times. Officer Csicsai continued to attempt to communicate with Terry on the telephone advising him *not to go for the weapon.* At one point, Terry *requested to speak* with *his mother.* Hoping that Clark would have a *better rapport with* Terry, Officer Csicsai asked Officer Sauer to bring Clark from her apartment to the alleyway. Once Clark arrived at the alleyway, Officer Csicsai handed her the telephone. Terry spoke with Clark briefly, but hung up the telephone **(Additional Tactical Debrief Topic – Involving a Citizen in a Critical Incident)**.

> **Note:** Officers C. Briggs, Serial No. 42487, and J. Kim, Serial No. 39646, West Valley Patrol Division, responded to the location. They remained at the location, behind cover, until after the OIS.

According to Officer Sauer, after Terry hung up the telephone on Clark, he called Terry back and attempted to *de-escalate and establish a rapport* with him. Officer Sauer asked Terry for the location of the handgun. Terry advised Officer Sauer that he had put the handgun down and the officers "Didn't have to worry about it."

According to Sergeant R. Boehret, Serial No. 38551, West Valley Patrol Division, he responded to the location and attempted to gain situational awareness. He was *quickly debriefed* by Officer Sauer and directed the officers involved in the incident to don their ballistic helmets. Sergeant Boehret's priority was to *set up containment* on Terry and then to *put together a plan.*

According to Officer Csicsai, after Sergeant Boehret *ordered* officers to don their ballistic helmets, Officer Csicsai *relieved* Officer Perla on the driver side of the police vehicle and directed him to don his ballistic helmet. Officer Csicsai drew his service pistol and took a position of cover behind the ballistic door of the police vehicle **(Drawing/Exhibiting)**.

According to Officer Perla, he holstered his service pistol as he went to the rear of the police vehicle to retrieve and don his ballistic helmet. While at the rear of the police vehicle, Officer Perla *heard shots fired.*

> **Note:** A review of Officer Perla's BWV captured him drawing his service pistol after the OIS. Officer Perla did not recall drawing his service pistol a second time **(Drawing/Exhibiting)**.

According to Officer Csicsai, he observed Terry with the handgun *in his hand,* at which point Terry *lifted* the handgun in the officers' *direction.* Officer Csicsai *ducked down and redeployed* to the rear of the police vehicle to *get better cover* as he heard shots *fired.*

According to Officer Hulbert, he observed Terry *get up and point the* handgun in their direction, at which point, he *heard a round discharged* from Terry's handgun. Officer Hulbert *ducked* behind the ballistic door of the police vehicle and stood up. Officer Hulbert *reacquired his sights* and fired what he believed was *seven to ten* rounds from his patrol rifle aimed at Terry to

stop the deadly threat **(Lethal Use of Force and Additional Tactical Debrief Topics – Fire Control/Fire Discipline)**.

> **Note:** The investigation revealed that Officer Hulbert fired nine rounds from his patrol rifle.

> Additionally, the investigation revealed that Terry did not stand up prior to firing in the officers' direction.

According to Officer Sauer, while he and Terry were speaking on the telephone, Terry stated, "Do you want to see something? I'll show you something." Officer Sauer looked down the alleyway and *saw* Terry *point* the handgun *directly* at him and the other officers. Officer Sauer backed away from the mouth of the alley, put the telephone down and drew his service pistol. Officer Sauer *heard one round* fired from Terry's *direction* and then *observed* Officer Hulbert fire his patrol rifle **(Drawing/Exhibiting)**.

According to Sergeant Boehret, he observed Terry *aim something shiny* in their *direction.* Sergeant Boehret backed away from the mouth of the alley to *regain cover* and *heard shots fired.* Sergeant Boehret broadcast Officer Needs Help over his handheld radio and requested for a Rescue Ambulance (RA) to stand by. He was *attempting to formulate a plan* when he observed *at least four of the officers run toward* Terry. Sergeant Boehret was *concerned* for the officers' safety and yelled for them *to get cover* **(Debriefing Point No. 1)**.

> **Note:** A review of Sergeant Boehret's BWV captured that he called for the officers to "Helmet up," "Come back," and "Get cover."

According to Officer Csicsai, after the OIS, he stood up and observed Terry *rolling over.* Officer Csicsai believed Terry was *trying to get up* and *run.* Officer Csicsai signaled to the other officers *to follow* him and stated, "Let's go." Officer Csicsai began running toward Terry to *close the distance* **(Debriefing Point No. 1 and Additional Tactical Debrief Topics – Running with Service Pistols Drawn)**.

> **Note:** Officers Blauvelt, Briggs, Hulbert and Sauer followed Officer Csicsai down the alleyway toward Terry.

According to Officer Blauvelt, he saw officers *moving up slowly* and he *moved up* with them toward Terry. As he was drawing his service pistol, Officer Blauvelt attempted to remove his handheld radio and dropped but it on the ground. Officer Blauvelt *left* his handheld radio on the ground and continued running toward Terry **(Drawing/Exhibiting, Additional Tactical Debrief Topics – Maintaining Control of Equipment and Running with Service Pistols Drawn)**.

According to Officer Briggs, he *unholstered* his service pistol when he heard the shots fired. He moved down the alleyway with other officers in an attempt to *triangulate* on Terry **(Drawing/Exhibiting, Debriefing Point No. 1, and Additional Tactical Debrief Topics – Running with Service Pistols Drawn)**.

According to Officer Perla, he observed the other officers run down the alleyway and began *running* after them. Officer Perla heard Sergeant Boehret say, "Get your helmet on. Get behind cover." Officer Perla stopped, holstered his service pistol and returned to the rear of his police vehicle. After donning his ballistic helmet, Officer Perla moved down the alleyway to join the other officers.

According to Officer Kim, after hearing the OIS, he *assessed* and did not hear anyone broadcast a *Code 4*. Unsure if the shooting was *going to continue* and due to the *distance* between the officers and Terry, Officer Kim ran to his police vehicle and deployed his patrol rifle. Officer Kim then ran down the alley to *assist* the other officers who were making contact with Terry (**Drawing/Exhibiting**).

According to Officer Blauvelt, as they approached Terry, he observed the handgun *approximately five feet* away from Terry. Officer Blauvelt *ran* to the handgun and *kicked* it *back to the officer behind* him to prevent Terry from *grabbing it*. Officer Blauvelt holstered his service pistol and assisted with handcuffing Terry (**Additional Tactical Debrief Topics – Preservation of Evidence**).

> **Note:** A review of Sauer's BWV revealed that as they approached, Officers Blauvelt, Csicsai and Sauer ordered Terry not to move (**Additional Tactical Debrief Topics – Non-Conflicting Simultaneous Commands**).

According to Officer Briggs, he observed Officer Sauer's *heel on* Terry's handgun. Officer Briggs holstered his service weapon, picked up Terry's handgun *and set it aside* (**Additional Tactical Debrief Topics – Preservation of Evidence**).

> **Note:** A review of Sauer's BWV revealed that when Officer Briggs picked up the handgun, Officer Sauer told him to leave the handgun for the FID investigation. Officer Briggs then placed the handgun back down onto the ground.

According to Officer Csicsai, Terry was *lying on his side, facing away* as the officers approached. Officer Csicsai holstered his service pistol and along with Officer Blauvelt, handcuffed Terry without further incident.

According to Officer Hulbert, he *helped* place Terry *on his side* by moving Terry's *legs in a position* that *would be better for recovery* (**Additional Tactical Debrief Topics – Initiating Physical Contact with Patrol Rifle Slung**).

Sergeant Boehret monitored the officers as he waited for the RA's response and the arrival of additional supervisors (**Additional/Equipment – Protocols Subsequent to a Categorical Use of Force Incident**).

Sergeant R. Rycroft, Serial No. 37757, West Valley Patrol Division, arrived and obtained a Public Safety Statement (PSS) from Officer Hulbert. Additionally, Sergeant Rycroft secured Officer Hulbert's patrol rifle.

Los Angeles Fire Department personnel responded and transported Terry to Northridge Hospital Medical Center for multiple gunshot wounds to the left side of his body. Terry was later transferred to Los Angeles County - University of Southern California Medical Center.

FINDINGS

Tactics –Tactical Debrief, Sergeant Boehret, along with Officers Kim and Perla.

Administrative Disapproval, Officers Blauvelt, Briggs, Campos, Csicsai, Hulbert and Sauer.

Drawing/Exhibiting – In Policy, No Further Action, Officers Blauvelt, Briggs, Campos, Csicsai, Hulbert, Kim, Perla and Sauer.

Lethal Use of Force – In Policy, No Further Action, Officer Hulbert.

ANALYSIS[2]

Detention

The officers responded to a radio call of a suicidal man armed with a handgun. After meeting with the subject's mother, the officers learned the subject had left the location with a handgun, was drunk and was feeling suicidal. The officers located the subject seated in an alley, in possession of the handgun and attempted to detain him. The subject pointed the handgun in the direction of the officers and fired resulting in an OIS. The officers' actions were appropriate and within Department policies and procedures.

Tactics

> Department policy relative to a Tactical Debrief is: *"The collective review of an incident to identify those areas where actions and decisions were effective and those areas where actions and decisions could have been improved. The intent of a Tactical Debrief is to enhance future performance."*

> Department policy relative to Administrative Disapproval is: *"A finding, supported by a preponderance of the evidence that the tactics employed during a CUOF incident unjustifiably and substantially deviated from approved Department tactical training"* *(Los Angeles Police Department Manual, Volume 3, Section 792.05).*

The evaluation of tactics requires that consideration be given to the fact that officers are forced to make split-second decisions under very stressful and dynamic circumstances. Tactics are conceptual and intended to be flexible and incident specific, which requires that each incident be looked at objectively and the tactics be evaluated based on the totality of the circumstances.

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[2] The analysis reflects my recommendations as supported by the preponderance of the evidence established by the investigation.

Tactical De-Escalation

> *Tactical de-escalation involves the use of techniques to reduce the intensity of an encounter with a suspect and enable an officer to have additional options to gain voluntary compliance or mitigate the need to use a higher level of force while maintaining control of the situation (Use of Force - Tactics Directive No. 16, October 2016, Tactical De-Escalation Techniques).*

Tactical de-escalation does not require that an officer compromise his or her safety or increase the risk of physical harm to the public. De-escalation techniques should only be used when it is safe and prudent to do so.

In this case, the officers were faced with an individual who was armed with a handgun, under the influence of alcohol and feeling suicidal. The officers utilized cover, distance and time and demonstrated patience and empathy as they worked to establish rapport with a despondent individual. The officers established a clear line of communication and made repeated telephone calls over a twelve-minute period in an effort to gain Terry's compliance to resolve the situation peacefully, without the use of force. The actions taken by the officers were consistent with our guiding value of Preservation of Life.

As the officers were attempting to obtain Terry's cooperation to surrender, Terry fired his handgun at the officers. Faced with an immediate threat of serious bodily injury or death, the officer utilized lethal force to stop the deadly threat.

During a review of the incident, the following Debriefing Point was noted:

Debriefing Point No. 1   Utilization of Cover/Approaching an Armed Suspect (Substantial Deviation - Officers Blauvelt, Briggs, Campos, Csicsai, Hulbert and Sauer)

> *Cover is defined as any object or structure that will stop the opponent's bullets. Officers should attempt to move to and use available cover when involved in any tactical situation and especially when there are weapons involved. Officers should be aware of what items in their surrounding area can be used as cover and what type of cover is required to stop specific rounds (handgun, shotgun, or rifle rounds) (Los Angeles Police Department Basic Firearms Manual, July 2015).*

> *There is an equation that saves lives: Distance + Cover = Time. Time gives officers options. Time is an essential element of de-escalation as it allows officers the opportunity to communicate with the suspect, refine tactical plans, and, if necessary, call for additional resources. Entering the suspect's space prematurely may force the suspect to take action, ultimately escalating the situation. Whenever possible, officers should place an object between themselves and the suspect as cover or a barrier. A barrier could be a chain link fence, wrought iron gate, or any similar object that prevents the assailant from reaching the officer (Los Angeles Police Department Training Bulletin, Weapons Other Than Firearms, Volume XLVI, Issue 3, October 2017).*

The utilization of cover enables an officer to confront an armed suspect while simultaneously minimizing the officer's exposure. As a result, the overall effectiveness of a tactical incident can be enhanced, while also increasing an officer's tactical options.

In this case, immediately following the OIS, Officers Blauvelt, Briggs, Campos, Csicsai, Hulbert and Sauer left their positions of cover and without formulating a tactical plan, ran toward an armed suspect who had just fired at them. The officers' failure to re-assess and maintain a position of cover, contrary to the direction of Sergeant Boehret, placed them at a tactical disadvantage and unnecessarily endangered their safety.

Based upon the totality of the circumstances, the UOFRB determined, and I concur, that Officers Blauvelt, Briggs, Campos, Csicsai, Hulbert and Sauer's decision to approach an armed suspect without the benefit of cover was a substantial deviation, without justification, from approved Department tactical training. I will direct that this be a topic of discussion during the Tactical Debrief.

Additional Tactical Debrief Topics

Situational Awareness -- The investigation revealed Officers Sauer, Blauvelt, Hulbert and Csicsai initially responded to a residential address different from the one provided in the radio call. The officers are reminded of the importance of maintaining constant awareness of their location, as well as the location of radio calls. I will direct that this be a topic of discussion during the Tactical Debrief.

Involving a Citizen during a Crisis Negotiation-- The investigation revealed that after Terry requested to speak to his mother, Officer Sauer contacted Clark and her from her apartment to the sidewalk adjacent to the active tactical incident. Clark was then allowed to contact Terry via telephone. Officer Sauer is reminded that involving a civilian in a tactical situation should be avoided. The use of unvetted third-party negotiators (individuals other than law enforcement personnel, typically family members) is discouraged due to the inability to ensure that they will contribute to a peaceful outcome. While Officer Sauer did an excellent job creating a rapport with Terry, I would have preferred he did not involve an untrained citizen in the process. I will direct that this topic be discussed during the Tactical Debrief.

Ballistic Helmets -- The investigation revealed that the officers did not don their ballistic helmets during the initial stages of the tactical incident. All involved personnel are reminded of the importance of donning their ballistic helmets as soon as feasible while involved in a tactical situation with an armed suspect. I will direct that this be a topic of discussion during the Tactical Debrief.

Fire Control/Fire Discipline -- The investigation revealed that Officer Hulbert fired a total of nine rounds during this incident. Officer Hulbert fired his patrol rifle in immediate defense of his life and the other officers present. Officer Hulbert is reminded of the importance of target acquisition, fire control and fire discipline. Officers are responsible for every round fired and the

importance of a thorough assessment throughout the lethal use of force is paramount in a rapidly unfolding incident. I will direct this be a topic of discussion during the Tactical Debrief.

Maintaining Control of Equipment – The investigation revealed that while running down the alley, Officer Blauvelt dropped his handheld radio and did not stop to retrieve the radio. Officer Blauvelt is reminded, whenever tactically feasible, of the importance of maintaining control of his equipment. I will direct that this topic be discussed during the Tactical Debrief.

Non-Conflicting Simultaneous Commands – The investigation revealed that Officers Blauvelt, Csicsai and Sauer gave simultaneous commands to the suspect during the incident. Although the commands were non-conflicting, the officers are reminded that simultaneous commands can sometimes lead to confusion and non-compliance. I will direct this be a topic of discussion during the Tactical Debrief.

Preservation of Evidence – The investigation revealed that Officer Hulbert directed Officer Blauvelt to kick the handgun away from Terry to prevent him from re-arming himself. Officers Hulbert and Blauvelt are reminded that kicking a firearm may increase the risk of an unintentional discharge. Additionally, Officer Briggs picked up Terry's handgun from the ground, but placed it back down when directed to do so by Officer Sauer. Officer Briggs is reminded, whenever tactically feasible, it is preferable to leave evidence undisturbed until FID investigators can properly document and preserve the scene. Additionally, Officer Briggs is reminded that once evidence is moved, it should not be placed back into its former position. I will direct that this topic be discussed during the Tactical Debrief.

Initiating Physical Contact with Patrol Rifle Slung – The investigation revealed that Officer Hulbert assisted officers with rolling Terry onto his side while his patrol rifle was still slung. Officer Hulbert is reminded that when sufficient resources are available, initiating physical contact with a suspect while having a slung patrol rifle could create unnecessary risk of disarmament and inhibit an officer's ability to fully engage with the suspect. I will direct that this be a topic of discussion during the Tactical Debrief.

Command and Control[3]

Sergeant Boehret arrived prior to the OIS and assumed the role of the Incident Commander. He met with the officers and with Clark. Sergeant Boehret assessed the resources at scene and directed officers to don their ballistic helmets. Subsequent to the OIS, Sergeant Boehret broadcast Officer Needs Help and requested a RA over his hand-held radio. As officers ran down the alley, he called out to them to "Come back" and "Get cover," and to don their ballistic helmets. When the officers approached the suspect, he directed the actions of the arrest team that approached and handcuffed Terry.

Sergeant R. Rycroft, Serial No. 37757, West Valley Patrol Division, arrived and obtained a PSS from Officer Hulbert.

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[3]Training Bulletin-Command and Control was adopted by the Department July 31, 2018, after this incident occurred.

The actions of these supervisors were consistent with Department supervisory training and met my expectations of field supervisors during a critical incident.

Tactical Debrief

In conducting an objective assessment of this case, the UOFRB determined, and I concur, that Officers Blauvelt, Briggs, Campos, Csicsai, Hulbert and Sauer's actions after the OIS, were a substantial deviation, without justification, from Department policy and tactical training, thus requiring a finding of Administrative Disapproval.

Additionally, I find Sergeant Boehret, along with Officers Kim and Perla's tactics did not substantially deviate from approved Department tactical training.

Each tactical incident also merits a comprehensive debriefing. In this case, there were areas identified where improvement could be made. A Tactical Debrief is the appropriate forum for the involved personnel to discuss individual actions that took place during this incident.

Therefore, I will direct that Sergeant Boehret, Officers Blauvelt, Briggs, Campos, Csicsai, Hulbert, Kim, Perla and Sauer attend a Tactical Debrief and that the specific identified topics are discussed.

> **Note:** Additionally, the Tactical Debrief shall also include the following mandatory discussion points:
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> - Use of Force Policy;
> - Equipment Required/Maintained;
> - Radio and Tactical Communication (including Code Six);
> - Tactical Planning;
> - Tactical De-Escalation;
> - Command and Control; and,
> - Lethal Force.

General Training Update (GTU)

On July 19, 2018, Officer Hulbert attended a GTU. On August 15, 2018, Sergeant Boehret along with Officers Blauvelt, Briggs, Campos, Csicsai and Sauer attended a GTU. All mandatory topics were covered, including Force Option Simulator.

Drawing/Exhibiting

> Department policy relative to drawing and exhibiting a firearm is: *"An officer's decision to draw or exhibit a firearm should be based on the tactical situation and the officer's reasonable belief there is a substantial risk that the situation may escalate to the point where*

deadly force may be justified" (Los Angeles Police Department Manual, Volume No. 1, Section 556.80).

According to Officer Sauer, he drew his service pistol prior to conducting a search for a possibly armed suspect. Once Terry was located in the alley, Officer Sauer holstered his service pistol before the search of the residence was initiated.

Officer Sauer recalled,

The first time I can recall unholstering my weapon is when I went to go -- we were going to go clear his residence when I saw the open gun case. In anticipation of searching the residence, somebody -- who could possibly in there be armed, I unholstered until I was told that he's on the phone with him.[4]

According to Officer Sauer, while on the phone with Terry, he observed Terry point the handgun in his direction. Officer Sauer stepped back behind cover and heard a gunshot fired from Terry's direction, so he drew his service pistol a second time.

Officer Sauer recalled,

I stepped back from my position where I was quick peeking him on the phone. Once I saw the muzzle of it, I didn't want to, you know, talk on the phone at that point. He was pointing a gun at us.

I call out, "He's got the gun, he's got the gun," as soon as I came across that threshold of that -- that -- that corner, I heard one round come from his -- his direction.

After the rounds were fired, I ditched the phone, I – I unholstered because he just fired rounds at us. He was armed with a firearm.[5]

According to Officer Hulbert, he believed the situation may escalate to the point where the use of lethal force may be used or justified. He drew his service pistol when he located Terry in the alley. Officer Hulbert estimated that the distance between himself and Terry was approximately 150 feet, so he holstered his service pistol and transitioned to his patrol rifle. Officer Hulbert recalled,

I thought that the situation may escalate to the point where deadly force is going to be used or justified.

Once I was advised that the subject was in the middle of the alleyway sitting down, we proceeded, or I proceeded to the west sidewalk of the alley or where the alley was. I drew my weapon and I advised the other officers that I could see him sitting down in the middle of the alleyway. He appeared to myself that he was approximately 150 feet in the alley.

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[4] Officer Sauer, Page 34, lines 17-23.
[5] Officer Sauer, Page 29, lines 19-23, Page 30, lines 1-4 and Page 35, lines 21-23.

As I was standing behind the door with my gun drawn on the subject, I realized that it was a very far distance away.

I ran and grabbed my UPR [Urban Police Rifle] from the rear of my shop. I put the magazine inside. I inserted the magazine. Racked a round in the chamber, and then ran back. I then deployed to the passenger side of the shop in the alleyway and set up on the inside door jamb with my UPR. [6]

According to Officer Campos, he slung the beanbag shotgun and transitioned to his service pistol when he was made aware that Terry was armed with a firearm.

Officer Campos recalled,

And they stated that they -- they saw a firearm or a possible firearm in his hands. I switched over from less lethal to lethal due to the circumstances.

I pulled out my firearm from my holster. Well, it's a -- it's very -- what was it? A dangerous situation when you have a subject that's really -- he was a 390. It's unpredictable. There was comments that -- what was it? He was -- wanted to take his life. So it puts us officers in danger, and it's to protect ourselves, protect myself from -- protect my life, yes, from -- from him firing at us. [7]

According to Officer Csicsai, he drew his service pistol because the incident involved a suicidal man armed with a handgun. Officer Csicsai believed the situation could escalate to the use of deadly force. He replaced Officer Perla as the cover officer on the driver's side of the police vehicle as Officer Perla donned his ballistic helmet.

Officer Csicsai recalled,

I went over to the driver's side of the police vehicle to relieve Officer Perla. I advised him to put on his helmet and that I will take the position of contact on the driver's side.

Well, the situation we were involved in I believed could escalate to the use of deadly force being that we had a suicidal male who was armed with a handgun. [8]

According to Officer Briggs, he heard a gunshot and observed a muzzle flash. Officer Briggs drew his service pistol and moved forward with the arrest team.

Officer Briggs recalled,

And it seemed that -- that they had some -- some plan going just based off their formation at which point I heard one shot fired. I saw what appeared to be like a flash of light coming

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[6] Officer Hulbert, Page 24, lines 19-21, Page 9, lines 9-16, Page 10, lines14-16 and lines 20-25.
[7] Officer Campos, Page 9, lines 1-4, Page 22, lines 4-5 and 14-21.
[8] Officer Csicsai, Page 20, lines 4-7 and lines 17-20.

from that area and then like a spark or -- it -- it -- it was something resembling a bullet which I clearly recognized that a shot was fired.

I unholstered when I heard shots fired and I observed officers move -- starting to move forward. [9]

According to Officer Perla, he observed the armed suspect in the alley and took a position of cover behind the driver side door of his police vehicle. Officer Perla drew his service pistol to protect himself and his partner from bodily injury or death.

During the FID interview, Officer Perla was asked when he drew his service pistol.

Officer Perla recalled,

When we first – when I first saw the subject in the alleyway.

Because it's an armed subject -- suspect. Poses a threat. And to protect myself and my partner from reasonable -- reasonable bodily injury or death.

I reholstered when I went -- redeployed to the trunk to get my helmet. [10]

> **Note:** A review of BWV revealed that while at the rear of his police vehicle, Officer Perla drew his service pistol a second time immediately following the OIS. Officer Perla then holstered his service pistol and donned his ballistic helmet. Officer Perla did not recall this second drawing of his service pistol.

According to Officer Blauvelt, he drew his service pistol to a low ready position as the arrest team approached Terry. Officer Blauvelt explained that he drew his weapon because Terry's gun was close enough for Terry to grab it.

Officer Blauvelt recalled,

I was unholstered because he was close enough to the gun where he can move to it if he really wanted to and grab at it again, so I unholstered just in case he did something like that. [11]

According to Officer Kim, he was standing behind cover when he heard the gunshots and observed officers run down the alley. Officer Kim believed his patrol rifle would be a better option than his service pistol due to the distance between the officers and the suspect. Officer Kim retrieved his patrol rifle from his police vehicle and met up with the officers in the alley.

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[9] Officer Briggs, Page 8, lines 16-21 and Page 13, lines 22-23.
[10] Officer Perla, Page 13, line 25 and Page 14 line 1, lines 7-10 and lines 19-20.
[11] Officer Blauvelt, Page 18, lines 13-16.

Officer Kim recalled,

> *I was about 10 to 15 feet south of the alley, so I couldn't see what was going on. I heard Officer Sauer talking on the phone with the suspect. Excuse me. All of a sudden, the shots are fired. Total of I'd say eight to nine shots. So I kind of assessed the situation. Nobody put out a Code 4 or nothing so I ran back to the shop.*
>
> *Well, a shooting OIS just happened, and there was no Code four. I don't know if shooting's going to continue or -- and due to the distance, you know, UPR is way better weapon.*[12]

Based on the totality of the circumstances, the UOFRB determined, and I concur, that an officer with similar training and experience as Officers Blauvelt, Briggs, Campos, Csicsai, Hulbert and Sauer, while faced with similar circumstances, would reasonably believe that there was a substantial risk the situation may escalate to the point where deadly force may be justified.

Therefore, I find Officers Blauvelt, Briggs, Campos, Csicsai, Hulbert and Sauer's Drawing/Exhibiting to be In-Policy, No Further Action.

Lethal Use of Force

> *Law enforcement officers are authorized to use deadly force to:*
> - *Protect themselves or others from what is reasonably believed to be an imminent threat of death or serious bodily injury; or,*
> - *Prevent a crime where the subject's actions place person(s) in imminent jeopardy of death or serious bodily injury; or,*
> - *Prevent the escape of a violent fleeing felon when there is probable cause to believe the escape will pose a significant threat of death or serious bodily injury to the officer or others if apprehension is delayed. In this circumstance, officers shall, to the extent practical, avoid using deadly force that might subject innocent bystanders or hostages to possible death or injury (Los Angeles Police Department Manual, Volume No.1, Section 556.10).*

Officer Hulbert – 5.56 mm, semi-automatic rifle, nine rounds in a westerly direction from an approximate distance of 175 feet.

According to Officer Hulbert, he observed Terry get up, point the handgun in the officers' direction and heard a round fired from Terry's handgun. Officer Hulbert ducked behind the ballistic door of the police vehicle, stood back up, reacquired his sights and fired what he believed was seven to ten rounds from his patrol rifle at Terry to stop the deadly threat.

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[12] Officer Kim, Page 18, lines 8-14 and Page 24, lines 3-6.

Officer Hulbert recalled,

> *I then observed the gun on a lap. Shortly thereafter, I was constantly verbalizing, as well as other officers of the location and whereabouts of the gun and what the subject was doing with the gun.*

> *He placed the gun down. He picked the gun back up, placed it in his lap. And then he stood up on both feet, faced our direction, presented the weapon in his hand towards us. I did not know which hand he was holding it. All I know is I'm seeing a gun pointed at me. He's facing us.*

> *He then got up and pointed the weapon in our direction. I could hear my partner say that he had the gun and he was pointing in our direction. I then saw him with the gun pointing in our direction, and then heard a round discharge from his weapon. I ducked, reacquired my sights, and shot approximately seven to ten rounds towards the subject. I did so because I was in fear of my life, my partners' lives, anyone else's life. I did not want to die. Once I saw him go down, I stopped firing.*

> *And due to the -- the -- my -- the fear of being shot at again, and having any one of my partners get injured or myself be injured, I fired.*

> *He went down. He was no longer a threat anymore because, you know, I didn't feel that he was a threat anymore. I didn't feel I needed to fire any more rounds.*[13]

Based on the totality of the circumstances, the UOFRB determined, and I concur, that an officer with similar training and experience as Officer Hulbert would reasonably believe Terry's actions presented an imminent threat of death or serious bodily injury and that the Use of Lethal Force would be objectively reasonable.

Therefore, I find Officer Hulbert's Use of Lethal Force to be In Policy, No Further Action.

Additional/Equipment

Body Worn Video Activation – The investigation revealed that Officer Campos activated his BWV late. Additionally, Officer H. Velasco, Serial No. 40132, West Valley Patrol Division, deactivated his BWV prior to transporting Terry in the RA. These issues were addressed by Captain S. Embrich, Serial No. 30993, Commanding Officer, West Valley Patrol Division, through divisional training and entered into the Learning Management System (LMS). The commanding officers of Operations Valley Bureau (OVB) and Office of Operations (OO) concurred with the above actions. Additionally, Deputy Chief K. Pitcher, Commanding Officer, OVB, advised that he will ensure that audits will be completed on the involved officers for a 60-day period following the Tactical Debrief to ensure the officers are properly activating their BWV. As such, I deem no further action is necessary.

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[13] Officer Hulbert, 1st Interview, Page 11, lines 6-9, Page 34, lines 6-11, Page 11, lines 23-25, Page 12, lines 1-7, Page 36, lines 5-7 and 2nd Interview, Page 2, lines 16-19.

Protocols Subsequent to a Categorical Use of Force Incident – The investigation revealed that Sergeant Boehret asked Officer Hulbert PSS-related questions while his BWV was still activated. Captain Embrich was advised and addressed this issue through divisional training which was documented in LMS. The commanding officers of OVB and OO concurred with this action. As such, I deem no further action is necessary.

Audio/Video Recordings

Digital In-Car Video System (DICVS) – West Valley Patrol vehicles were equipped with DICV. The investigation revealed that no DICVS captured the OIS.

Body Worn Video (BWV) – West Valley Patrol Division officers were equipped with BWV at the time of the incident. All personnel at scene had their BWV activated and captured portions of the OIS.

Outside Video – A surveillance camera video located at 6416 Montgomery Avenue captured Terry walking in the alley holding a handgun. A surveillance camera located at 16011 Victory Boulevard captured Terry walking in alley, sitting down and the OIS. A second surveillance camera at that location captured audio of the OIS.

Respectfully,
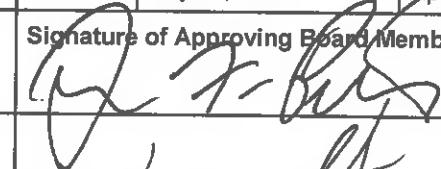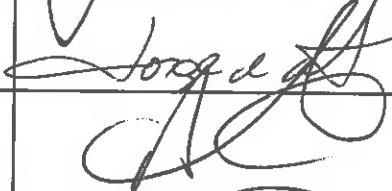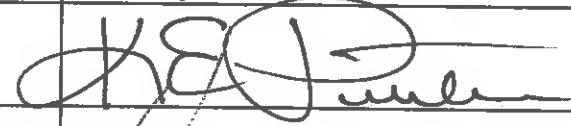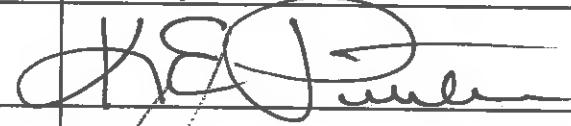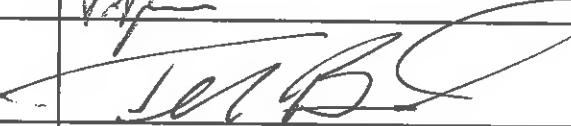
MICHEL R. MOORE
Chief of Police

Date: _4-24-19_

LOS ANGELES POLICE DEPARTMENT
USE OF FORCE REVIEW BOARD REPORT

INC No.	CF No.	DR No.
044-18		18-1012757

SHOOTING

REVIEW BOARD INFORMATION

Location of Incident	RD	Date of Incident	Date and Time of Board Review	
6416 Montgomery Ave rear alley, Van Nuys	1039	July 07, 2018	April 08, 2019	1230 Hours

Chairman	Signature of Approving Board Members:
Assistant Chief J. Peters, Serial No. 25750	
Member (Office Representative)	
Commander J. Rodriguez, Serial No. 25668	
Member (Personnel and Training Bureau)	
Commander H. Leslie, Serial No. 25419	
Member (Bureau)	
Deputy Chief K. Pitcher, Serial No. 25665	
Member (Peer)	
Officer V. Henson, Serial No. 38628	
Member (Peer)	
Sergeant T. Bogart, Serial No. 33096	
Presenting Commanding Officer	
Captain S. Embrich, Serial No. 30993	

Notes:

RECEIVED

APR 2 5 2019

OFFICE OF THE INSPECTOR GENERAL

Additional Considerations:

Modification to Present Policy, Practices or Training:

■ COP Date Signed: 04/24/19

■ PC Date Submitted: 04/24/19

Employee (Last Name, First, Middle) Boehret, Ryan		Serial No. 38551	Rank/Class Sergeant I	Incident No. 044-18
Length of Employment 11 years, 4 months	Current Division West Valley		Time in Current Division 9 months	

Use of Force Review Board	Chief of Police	Police Commission
Tactics ☐ Does Not Apply ☑ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval
Drawing and Exhibiting the Firearm ☑ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Lethal Use of Force ☑ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Less-Lethal Use of Force ☑ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Non-Lethal Use of Force ☑ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Unintentional Discharge ☑ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)
Other Issues ☑ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)

Notes:

Final Adjudication for Out of Policy/ Administrative Disapproval Finding ☐ Extensive Retraining ☐ Notice to Correct Deficiencies ☐ Personnel Complaint	Notes:
☐ Employee's Work History Reviewed	

*A Tactical Debrief shall be conducted for all Categorical Use of Force Incidents.

Employee (Last Name, First, Middle)		Serial No.	Rank/Class	Incident No.
Blauvelt, Brett		41240	Police Officer II	044-18

Length of Employment	Current Division	Time in Current Division
5 years, 7 months	West Valley	2 years, 6 months

Use of Force Review Board	Chief of Police	Police Commission
Tactics ☐ Does Not Apply ☐ Tactical Debrief ☒ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval
Drawing and Exhibiting the Firearm ☐ Does Not Apply ☒ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Less-Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Non-Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative **Disapproval**)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Unintentional Discharge ☒ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)
Other Issues ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative **Disapproval**)

Notes:

Final Adjudication for Out of Policy/ Administrative Disapproval Finding

☐ Extensive Retraining
☐ Notice to Correct Deficiencies
☐ Personnel Complaint

☐ Employee's Work History Reviewed

Notes:

*A Tactical Debrief shall be conducted for all Categorical Use of Force Incidents.

Employee (Last Name, First, Middle)		Serial No.	Rank/Class	Incident No.
Briggs, Chad		42487	Police Officer II	044-18

Length of Employment	Current Division	Time in Current Division
2 years, 2 months	West Valley	8 months

Use of Force Review Board	Chief of Police	Police Commission
Tactics	**Tactics**	**Tactics**
☐ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ Tactical Debrief	☐ Tactical Debrief	☐ Tactical Debrief
☒ Administrative Disapproval	☐ Administrative Disapproval	☐ Administrative Disapproval
Drawing and Exhibiting the Firearm	**Drawing and Exhibiting the Firearm**	**Drawing and Exhibiting the Firearm**
☐ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☒ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)
Lethal Use of Force	**Lethal Use of Force**	**Lethal Use of Force**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)
Less-Lethal Use of Force	**Less-Lethal Use of Force**	**Less-Lethal Use of Force**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)
Non-Lethal Use of Force	**Non-Lethal Use of Force**	**Non-Lethal Use of Force**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)
Unintentional Discharge	**Unintentional Discharge**	**Unintentional Discharge**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ Accidental	☐ Accidental	☐ Accidental
☐ Negligent (Administrative Disapproval)	☐ Negligent (Administrative Disapproval)	☐ Negligent (Administrative Disapproval)
Other Issues	**Other Issues**	**Other Issues**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)

Notes:

Final Adjudication for Out of Policy/ Administrative Disapproval Finding	Notes:
☐ Extensive Retraining	
☐ Notice to Correct Deficiencies	
☐ Personnel Complaint	
☐ Employee's Work History Reviewed	

*A Tactical Debrief shall be conducted for all Categorical Use of Force Incidents.

Employee (Last Name, First, Middle) Campos, Javier		Serial No. 42746	Rank/Class Police Officer II	Incident No. 044-18
Length of Employment 1 year, 8 months	Current Division West Valley		Time in Current Division 1 month	

Use of Force Review Board	Chief of Police	Police Commission
Tactics ☐ Does Not Apply ☐ Tactical Debrief ☑ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval
Drawing and Exhibiting the Firearm ☐ Does Not Apply ☑ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Lethal Use of Force ☑ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Less-Lethal Use of Force ☑ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Non-Lethal Use of Force ☑ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Unintentional Discharge ☑ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)
Other Issues ☑ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)

Notes:

Final Adjudication for Out of Policy/ Administrative Disapproval Finding ☐ Extensive Retraining ☐ Notice to Correct Deficiencies ☐ Personnel Complaint ☐ Employee's Work History Reviewed	Notes:

*A Tactical Debrief shall be conducted for all Categorical Use of Force Incidents.

Employee (Last Name, First, Middle) Csicsai, Blake		Serial No. 39200	Rank/Class Police Officer II	Incident No. 044-18
Length of Employment 10 years, 5 months	Current Division West Valley		Time in Current Division 8 years, 10 months	

Use of Force Review Board	Chief of Police	Police Commission
Tactics ☐ Does Not Apply ☐ Tactical Debrief ☒ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval
Drawing and Exhibiting the Firearm ☐ Does Not Apply ☒ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Less-Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Non-Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Unintentional Discharge ☒ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)
Other Issues ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)

Notes:

Final Adjudication for Out of Policy/ Administrative Disapproval Finding ☐ Extensive Retraining ☐ Notice to Correct Deficiencies ☐ Personnel Complaint	Notes:
☐ Employee's Work History Reviewed	

*A Tactical Debrief shall be conducted for all Categorical Use of Force Incidents.

Employee (Last Name, First, Middle)		Serial No.	Rank/Class	Incident No.
Hulbert, Charles		41160	Police Officer II	044-18

Length of Employment	Current Division	Time in Current Division
5 years, 11 months	West Valley	2 years, 8 months

Use of Force Review Board	Chief of Police	Police Commission
Tactics ☐ Does Not Apply ☐ Tactical Debrief ☒ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval
Drawing and Exhibiting the Firearm ☐ Does Not Apply ☒ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Lethal Use of Force ☐ Does Not Apply ☒ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Less-Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Non-Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Unintentional Discharge ☒ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)
Other Issues ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)

Notes:

Final Adjudication for Out of Policy/ Administrative Disapproval Finding

☐ Extensive Retraining
☐ Notice to Correct Deficiencies
☐ Personnel Complaint

☐ Employee's Work History Reviewed

Notes:

*A Tactical Debrief shall be conducted for all Categorical Use of Force Incidents.

Employee (Last Name, First, Middle)		Serial No.	Rank/Class	Incident No.
Sauer, Thomas		41175	Police Officer II	044-18
Length of Employment	Current Division		Time in Current Division	
5 years, 10 months	West Valley		2 years, 6 months	

Use of Force Review Board	Chief of Police	Police Commission
Tactics	**Tactics**	**Tactics**
☐ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ Tactical Debrief	☐ Tactical Debrief	☐ Tactical Debrief
☒ Administrative Disapproval	☐ Administrative Disapproval	☐ Administrative Disapproval
Drawing and Exhibiting the Firearm	**Drawing and Exhibiting the Firearm**	**Drawing and Exhibiting the Firearm**
☐ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☒ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)
Lethal Use of Force	**Lethal Use of Force**	**Lethal Use of Force**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)
Less-Lethal Use of Force	**Less-Lethal Use of Force**	**Less-Lethal Use of Force**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)
Non-Lethal Use of Force	**Non-Lethal Use of Force**	**Non-Lethal Use of Force**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)
Unintentional Discharge	**Unintentional Discharge**	**Unintentional Discharge**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ Accidental	☐ Accidental	☐ Accidental
☐ Negligent (Administrative Disapproval)	☐ Negligent (Administrative Disapproval)	☐ Negligent (Administrative Disapproval)
Other Issues	**Other Issues**	**Other Issues**
☒ Does Not Apply	☐ Does Not Apply	☐ Does Not Apply
☐ In Policy (No Further Action)	☐ In Policy (No Further Action)	☐ In Policy (No Further Action)
☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)	☐ Out of Policy (Administrative Disapproval)

Notes:

Final Adjudication for Out of Policy/ Administrative Disapproval Finding	Notes:
☐ Extensive Retraining	
☐ Notice to Correct Deficiencies	
☐ Personnel Complaint	
☐ Employee's Work History Reviewed	

*A Tactical Debrief shall be conducted for all Categorical Use of Force Incidents.

Employee (Last Name, First, Middle) Perla, Kevin		Serial No. 42597	Rank/Class Police Officer II	Incident No. 044-18
Length of Employment 2 years, 0 months	Current Division West Valley		Time in Current Division 6 months	

Use of Force Review Board	Chief of Police	Police Commission
Tactics ☐ Does Not Apply ▣ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval
Drawing and Exhibiting the Firearm ☐ Does Not Apply ▣ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Lethal Use of Force ▣ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Less-Lethal Use of Force ▣ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Non-Lethal Use of Force ▣ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Unintentional Discharge ▣ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)
Other Issues ▣ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)

Notes:

Final Adjudication for Out of Policy/ Administrative Disapproval Finding ☐ Extensive Retraining ☐ Notice to Correct Deficiencies ☐ Personnel Complaint	Notes:
☐ Employee's Work History Reviewed	

*A Tactical Debrief shall be conducted for all Categorical Use of Force Incidents.

Employee (Last Name, First, Middle) Kim, Jae		Serial No. 39646	Rank/Class Police Officer II	Incident No. 044-18
Length of Employment 9 years, 9 months	Current Division West Valley		Time in Current Division 2 years, 6 months	

Use of Force Review Board	Chief of Police	Police Commission
Tactics ☐ Does Not Apply ☒ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval	**Tactics** ☐ Does Not Apply ☐ Tactical Debrief ☐ Administrative Disapproval
Drawing and Exhibiting the Firearm ☐ Does Not Apply ☒ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Drawing and Exhibiting the Firearm** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Less-Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Less-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Non-Lethal Use of Force ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Non-Lethal Use of Force** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)
Unintentional Discharge ☒ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)	**Unintentional Discharge** ☐ Does Not Apply ☐ Accidental ☐ Negligent (Administrative Disapproval)
Other Issues ☒ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)	**Other Issues** ☐ Does Not Apply ☐ In Policy (No Further Action) ☐ Out of Policy (Administrative Disapproval)

Notes:

Final Adjudication for Out of Policy/ Administrative Disapproval Finding ☐ Extensive Retraining ☐ Notice to Correct Deficiencies ☐ Personnel Complaint	Notes:
☐ Employee's Work History Reviewed	

*A Tactical Debrief shall be conducted for all Categorical Use of Force Incidents.